

On page 1, after the "Title", insert the following:

-- RELATED APPLICATIONS

A2
RUR
8-13-03
This is a divisional of pending U.S. patent application
Serial No. 09/401,915, filed 23 September 1999, *now abandoned* --

IN THE CLAIMS

✓
Cancel Claims 1-67, without prejudice.

~~Enter Partially~~

✓
Add new Claims 68-98, attached hereto as Appendix A.

* * *

REMARKS

Originally-filed Claims 1-67 are now cancelled, without prejudice, in favor of new Claims 68-98.

New Claims 68-98 are now in this application as the only pending claims. These new claims are now introduced in response to a Restriction Requirement originally imposed by the Patent Office in parent Application Ser. No. 09/401,915 [Paper No. 8].

In Paper No. 8, Restriction has been imposed among the following groups of subject matter:

Group I: Claims 1-67 (part), drawn to chiral benzyl phenyl aminoalcohols, classified in class 514, subclass 655.

Group II: Claims 1-67 (part), drawn to chiral bis-benzyl aminoalcohols, classified in class 514, subclass 655.

Group III: Claims 1-67 (part), drawn to chiral bis-phenyl aminoalcohols, classified in class 514, subclass 658.

Group IV: Claims 1-67 (part), drawn to chiral phenoxy phenyl aminoalcohols, classified in class 514, subclass 645.

Group V: Claims 1-67 (part), drawn to chiral fused heterocyclic compounds, classified in class 514, subclass 230.5.

Group VI: Claims 1-67 (part), drawn to chiral heteroaryl benzyl aminoalcohols, classified in class 514, subclass 241.

In Applicants' response dated 29 October 2001, Applicants elected, with traverse, Group I subject matter. New independent generic Claims 68, 77 and 86 read on this elected species compound #8. This Group I subject matter is now covered in a divisional application to be co-filed with this present application. In this present application, new Claims 68-98 cover subject matter corresponding to previously non-elected Group III.

* * *

New Claims 68-98 define compound-per-se, composition and method-of-use subject matter containing chemical recitations consistent with Group III of Examiner's Restriction Requirement.

Support for new Claims 68-98 is found in originally-filed Claims 1-67. No new matter has been added.

* * *

The specification has been amended to include a new Title and Abstract consistent with the subject matter of new Claims 68-98.

Also, the specification has been amended at page 1 to identify the subject application as a divisional of parent Application Ser. No. 09/401,915 filed 23 September 1999.

* * *

In co-pending Application Ser. No. 09/405,524, the originally filed claims therein were rejected under 35 U.S.C. §112, second paragraph, as having improper dependencies among compound, composition and method-of-use claims [Paper No. 12 of U.S. Application Ser. No. 09/405,524]. The recent Office Action in the present application urges applicants to keep this §112 rejection in mind when filing any new claims in the present application.

Accordingly, new Claims 68-98 have been written to avoid these rejections under U.S.C. §112, second paragraph, and thus such §112 rejections should not be asserted against new Claims 68-98.

* * *

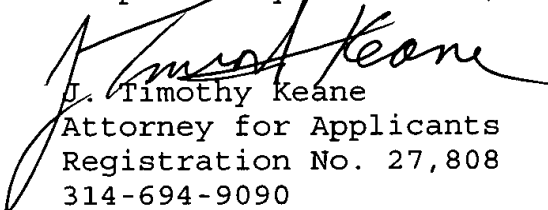
An Information Disclosure Statement under 37 CFR 1.97-1.99 will be filed along with references discussed with Examiner during a personal interview (4 April 2001) related to parent Application Ser. No. 09/401,915, shortly after Serial Number and

filing date information is received by applicants for the present divisional application.

* * *

In view of foregoing remarks, new Claims 68-98 should be in condition for allowance.

Respectfully submitted,


J. Timothy Keane
Attorney for Applicants
Registration No. 27,808
314-694-9090

Pharmacia Corporation
Corporate Patent Department
800 North Lindbergh Blvd.
Mail Zone 04E
St. Louis, MO 63167

Appendix A: New Claims 68-98